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Norman H. Bangert
Governor

Dee C. Hansen
Executive Director

Dianne R. Nielson, Ph.D.
Division Director

State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
801-538-5340

Mine file

MEMO TO: Dianne Nielson, Director

MEMO FROM: Priscilla Burton, Inspector

DATE: July 8, 1991

RE: **CHRONOLOGY OF EVENTS LEADING TO NOTICE OF VIOLATION 91-37-2-1, Genwal Coal Co., Crandall Canyon Mine, ACT 015/032, Emery County, Utah.**

Notice of Violation 91-37-2-1 was a hindrance violation. As an Inspector, I was unable to ascertain compliance with Regulation 614-301-421 which states that coal mining will be conducted in compliance with Utah Statutes and Regulations.

<u>Date</u>	<u>Occurrence</u>
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2/28/91 & 3/1/91	Complete Inspection, issues noted:
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1) The air quality permit available on site was issued 10/25/85, allowing for the annual production of 350,000 Tons of coal and no crushing facility.

2) A letter from Genwal to Manti-LaSal National Forest Supervisor indicated annual production in 1990 of 573,856 Tons.

3/7/91	Office Check of Air Quality Permit, issues noted:
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1) The air quality permit in the most recent volumes submitted to the Division (2/1/91 and 2/10/88) contained an air quality permit approved 10/25/85.

2) Telephone conversations with Carl Broadhead (Dept. of Air Quality) revealed that the most recent permit was dated 6/15/88 and allowed 449,000 Tons of coal production annually and allowed for the crusher facility.

3) Production figures in the Department of Air Quality files for the Crandall Canyon Mine were from August 1990, indicating a rolling twelve month production figure of 352,000 Tons.

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Chronology for NOV 91-37-2-1
June 27, 1991

4) The Department of Air Quality was not aware of production in exceedence of the 1988 air quality permit (449,000 Tons).

CONCLUSION:

After spending several hours researching the air quality permit, I determined that the information provided to Inspectors and to the Division was inadequate. And, that pertinent information on annual tonnage of coal produced had not been provided to the Department of Air Quality.

Therefore, NOV 91-37-2-1 was written requiring Genwal Coal Co to provide the Division with a current air quality permit, dated 6/15/88 and notify the Bureau of Air Quality of production in exceedence of the current permit.

Patricia Bonten

xc: J. Helfrich
T. Mitchell
Folder #5



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INSPECTION REPORT

INSPECTION DATE & TIME: June 27, 1991
12:30 am to 5:00 pm

Permittee and/or Operators Name: Genwal Coal Company
Business Address: P. O. Box 1201. Huntington, Utah 84527
Mine Name: Crandall Canyon Permit Number: ACT/015/032
Type of Mining Activity: Underground ☒ Surface ☐ Other ☐
County: Emery
Company Official (s): Randal Ralphs
State Official(s): David Darby
Partial: ☒ Complete: ☐ Date of Last Inspection: May 22, 1991
Weather Conditions: Clear, mild
Acreage: Permitted 527.4 Disturbed 5.6 Regraded 0.5 Seeded 0.5 Bonded 5.6
Enforcement Action: OSM-91-02-244-3

COMPLIANCE WITH PERMITS AND PERFORMANCE STANDARDS

	YES	NO	N/A	COMMENTS
1. PERMITS	(X)	()	()	(X)
2. SIGNS AND MARKERS	(X)	()	()	()
3. TOPSOIL	()	()	()	()
4. HYDROLOGIC BALANCE:				
a. STREAM CHANNEL DIVERSIONS	()	()	()	(X)
b. DIVERSIONS	()	()	()	()
c. SEDIMENT PONDS AND IMPOUNDMENTS	(X)	()	()	(X)
d. OTHER SEDIMENT CONTROL MEASURES	()	()	()	()
e. SURFACE AND GROUNDWATER MONITORING	()	()	()	()
f. EFFLUENT LIMITATIONS	()	()	()	()
5. EXPLOSIVES	()	()	(X)	()
6. DISPOSAL OF DEVELOPMENT WASTE AND SPOIL	()	()	()	()
7. COAL PROCESSING WASTE	()	()	()	()
8. NONCOAL WASTE	()	()	()	()
9. PROTECTION OF FISH, WILDLIFE AND RELATED ENVIRONMENTAL VALUES	(X)	()	()	()
10. SLIDES AND OTHER DAMAGE	()	()	()	()
11. CONTEMPORANEOUS RECLAMATION	(X)	()	()	()
12. BACKFILLING AND GRADING	()	()	()	()
13. REVEGETATION	(X)	()	()	()
14. SUBSIDENCE CONTROL	()	()	()	()
15. CESSATION OF OPERATIONS	()	()	()	()
16. ROADS				
a. CONSTRUCTION	(X)	()	()	(X)
b. DRAINAGE CONTROLS	()	()	()	()
c. SURFACING	()	()	()	()
d. MAINTENANCE	()	()	()	()
17. OTHER TRANSPORTATION FACILITIES	()	()	()	()
18. SUPPORT FACILITIES				
UTILITY INSTALLATIONS	()	()	()	()

PERMIT NUMBER: ACT/015/032

DATE OF INSPECTION: June 27, 1990

(continuation sheet)

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1. Permit

The Division is in the process of reviewing the Stipulation Response submitted by Genwal on June 21, 1991. The response addresses stipulations placed Nevada Electric Investment Company's mine permit for State Leases ML-21568 and ML-21569.

4c. Sediment Ponds and Impoundments

The sedimentation pond was checked for embankment stability. The embankment appeared stable and intact. Only about one foot of water was in the pond.

16. Roads

On June 26, the day before the inspection, Gary Fritz, OSM Inspector, issued a Notice of Violation, NOV 91-02-244-3, for failure to first obtain a permit from the Division (DOGM) prior to engaging in and carrying out coal mining operations, which relates to the Crandall Canyon haul road from the present permit boundary to State Highway 31. The NOV called for the reclamation within 80 days or submit a complete and adequate plan in accordance with R614-300 and the State program. A copy of the NOV is attached to this inspection report.

Copy of this Report:

Mailed to: Randal Ralphs Genwal, Brian Smith - OSM

Given to: Daron Haddock- DOGM, Joe Helfrich - DOGM

Inspectors Signature and Number: *Daron Haddock* #18 Date: July 8, 1991